Prior notification of a concentration

(Case M.9870 – Total Direct Energie/Kernaman)

Candidate case for simplified procedure

(Text with EEA relevance)

(2020/C 257/03)

1. On 24 July 2020, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 ([1]).

This notification concerns the following undertakings:

— Total Direct Energie S.A. ('Total Direct Energie', France), a 100 % subsidiary of TOTAL S.A. ('TOTAL', France),

— Kernaman SAS ('Kernaman', France)

Total Direct Energie acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of Kernaman.

The concentration is accomplished by way of purchase of shares.

2. The business activities of the undertakings concerned are:

— for undertaking TOTAL: TOTAL is active in all sectors of the oil and gas industry, as well as in the renewable energy, power generation sectors and carbon neutrality businesses,

— for undertaking Kernaman: Kernaman is active in the electricity sector and holds the following assets: (i) Emile Huchet 7 and Emile Huchet 8, two combined cycle gas turbine units, and (ii) an optimisation and dispatching centre known as Le Centre d'Optimisation, de Dispatching et d'Ajustement de la Production and related assets and liabilities.

3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the Merger Regulation. However, the final decision on this point is reserved.

Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under the Council Regulation (EC) No 139/2004 ([2]) it should be noted that this case is a candidate for treatment under the procedure set out in the Notice.

4. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

Observations must reach the Commission not later than 10 days following the date of this publication. The following reference should always be specified:

M.9870 – Total Direct Energie/Kernaman

Observations can be sent to the Commission by email, by fax, or by post. Please use the contact details below:

Email: COMP-MERGER-REGISTRY@ec.europa.eu

Fax +32 22964301

Postal address:

European Commission
Directorate-General for Competition
Merger Registry
1049 Bruxelles/Brussel
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([1]) OJ L 24, 29.1.2004, p. 1 (the 'Merger Regulation').
([2]) OJ C 366, 14.12.2013, p. 5.